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LAW OFFICES

SMITHWICK & BELENDIUK, P. C.

1990 M STREET, N.W.

SUITE 510

WASHINGTON, D.C. 20036

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

TELEPHONE

(202) 785-2800

TELECOPIER

(202) 785-2804

June 1, 1993

Ms. Donna R. Searcy
Secretary
Federal Communications Commission
1919 M Street, N.W.
Washington, D.C. 20554

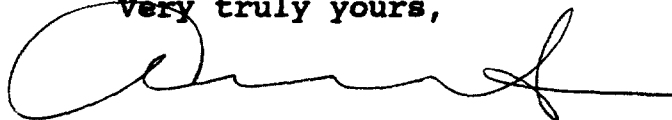
RE: MM Docket No. 93-47
RM-8188
Winfas of Belhaven, Inc.

Dear Ms. Searcy:

Transmitted herewith, on behalf of Winfas of Belhaven, Inc. (Winfas"), Petition in the above-referenced rulemaking proceeding, is an original and five copies of the original Declaration of Gary M. Davidson, to be substituted for the facsimile copy which was filed on May 28, 1993, as Attachment 2 to Winfas' Reply Comments.

If there are any questions with respect to this matter, please communicate with the undersigned.

Very truly yours,



Gary S. Smithwick
Counsel for
WINFAS OF BELHAVEN, INC.

GSS/pn.A0601
Enc.

cc: As per Certificate of Service
Winfas of Belhaven, Inc.

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DECLARATION OF GARY M. DAVIDSON

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

GARY M. DAVIDSON, under penalty of perjury, declares as follows:

1. I am president of Kershaw Radio Corporation, licensee of WPUB-FM, Camden, South Carolina.

2. In order to upgrade WWPB, it is necessary to change the channel of WPUB-FM. When I was first approached by Winfas of Belhaven, Inc. ("Winfas") about changing the channel of WPUB-FM, I was very reluctant to disrupt my operations to accommodate Winfas, unless Winfas agreed to pay WPUB-FM's estimated expenses of \$22,000 and provide WPUB-FM an FM transmitter so the station could upgrade to 6kW. We negotiated an agreement, which resulted in Winfas placing the money in escrow to demonstrate to me that it was serious about the upgrade for WWPB and to protect me if WPUB-FM were ordered to change frequencies. A copy of the agreement was filed as Attachment B to the Petition for Rulemaking.

3. The man proposing to allot FM Channel 232A to Blythewood, South Carolina, Joseph Adams Ranke, has not contacted me and has not agreed to assume Winfas' obligations under that agreement. WPUB-FM will not voluntarily change its channel except as a part of its contractual obligations to Winfas. If the Commission attempts to modify WPUB-FM's license in conjunction with the allotment of a new FM channel to Blythewood, I am informed it must first afford WPUB-FM an opportunity to show why its license should not be modified. Any such order would be resisted with vigor because, absent a contract and escrow arrangement as I now have with Winfas, I could not be assured of being compensated for the channel change

and the improvement in my facilities to 6kW.

Executed this 28 day of May, 1993.



Gary M. Davidson

CERTIFICATE OF SERVICE

I, Patricia A. Neil, a secretary in the law firm of Smithwick, & Belendiuk, P.C., certify that on this 1st day of June, 1993, copies of the foregoing were mailed, postage prepaid, to the following:

Leslie K. Shapiro*
Allocations Branch
Mass Media Bureau
Federal Communications Commission
2025 M Street, N.W.
Room 8313
Washington, DC 20554

Mr. Gary Davidson
WPUB-FM
Kershaw Broadcasting Corporation
Box 753
Camden, South Carolina 29020

Mr. Joseph Adams Ranke
966 Athol Avenue
Aiken, South Carolina 29803


Patricia A. Neil

*hand delivery